

Elizabeth H. White, OSB #204729  
elizabeth.white@klgates.com  
**K&L GATES LLP**  
One SW Columbia Street, Suite 1900  
Portland, Oregon 97204  
Telephone: (503) 228-3200  
Facsimile: (503) 248-9085

*Attorneys for Defendants Providence St. Joseph  
Health, Providence Health & Services, Providence  
Health & Services – Oregon, Providence Willamette  
Falls Medical Center, and Providence Portland  
Medical Center*

*[additional counsel listed on signature page]*

UNITED STATES DISTRICT COURT  
  
DISTRICT OF OREGON  
  
PORTLAND DIVISION

E.P., K.R., C.R., D.C., A.L., and B.G.  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

PROVIDENCE ST. JOSEPH HEALTH;  
PROVIDENCE HEALTH & SERVICES;  
PROVIDENCE HEALTH & SERVICES –  
OREGON; PROVIDENCE WILLAMETTE  
FALLS MEDICAL CENTER; PROVIDENCE  
PORTLAND MEDICAL CENTER; OREGON  
ANESTHESIOLOGY GROUP; LEGACY  
HEALTH; and LEGACY MOUNT HOOD  
MEDICAL CENTER,

Defendants.

Case No. 3:24-cv-01215-JR

**UNOPPOSED MOTION FOR  
EXTENSION OF TIME TO RESPOND  
TO COMPLAINT**

## **LR 7-1 CERTIFICATE OF CONFERRAL**

Pursuant to LR 7-1(a), counsel for defendants Providence St. Joseph Health, Providence Health & Services, Providence Health & Services – Oregon, Providence Willamette Falls Medical Center, and Providence Portland Medical Center (collectively, the “Providence Defendants”) certifies that its counsel conferred with counsel for plaintiffs E.P., K.R., C.R., D.C., A.L., and B.G. by telephone and electronic mail on August 26 and 27, 2024, before filing this Motion, and they have no objection to this request for additional time to respond to the First Amended Class Action Complaint (“FAC”).

## **MOTION**

Pursuant to Fed. R. Civ. P. 6(b) and LR 16-3, the Providence Defendants move for an extension of time to respond to the FAC filed by plaintiffs. In support of this Motion, the Providence Defendants state as follows:

1. Plaintiff filed the original Complaint on July 26, 2024. (ECF No. 1.) Plaintiff then filed the FAC on July 31, 2024. (ECF No. 7.)
2. Providence St. Joseph Health, Providence Health & Services, and Providence Health & Services – Oregon were served with the original Complaint on August 7, 2024. Their response to the original Complaint is due on August 28, 2024.
3. Providence Willamette Falls Medical Center and Providence Portland Medical Center have accepted service in this matter.
4. The Providence Defendants seek a 30-day extension of the August 28, 2024, deadline,

up to and including September 27, 2024, to respond to the FAC.<sup>1</sup>

5. There is good cause for the extension sought by the Providence Defendants.<sup>2</sup> The factual complexity and nature of the allegations and claims involve investigation before a response can be filed. This Motion is not made for purposes of delay.

DATED: August 28, 2024

K&L GATES LLP

By: /s/ Elizabeth H. White

Elizabeth H. White, OSB #204729  
K&L Gates LLP  
One SW Columbia Street, Suite 1900  
Portland, OR 97204  
Telephone: (503) 228-3200  
Facsimile: (503) 248-9085  
elizabeth.white@klgates.com

Erin Palmer Polly (*pro hac vice*  
forthcoming)  
K&L Gates LLP  
501 Commerce Street, Suite 1500  
Nashville, TN 37203  
Telephone: (615) 780-6700  
Facsimile: (615) 780-6799  
erin.polly@klgates.com

Pallavi Mehta Wahi (*pro hac vice*  
forthcoming)  
K&L Gates LLP  
925 Fourth Avenue, Suite 2900  
Seattle, WA 98104  
Telephone: (206) 623-7580  
Facsimile: (206) 623-7022  
pallavi.wahi@klgates.com

---

<sup>1</sup> The Providence Defendants anticipate submitting an additional motion to extend the time to respond to the FAC, of at least an additional 30 days, once all parties have appeared, such that all defendants will ultimately be on the same schedule for responding to the FAC.

<sup>2</sup> The Providence Defendants reserve any right, defense, affirmative defense, claim, or objection in this matter.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served on August 28, 2024, with a copy of the foregoing document via the Court's CM/ECF system.

DATED: August 28, 2024

By: /s/ Elizabeth H. White  
Elizabeth H. White